

**12398. Misbranding of Lafayette pain anodyne and Porose pills. U. S. v. 46 Packages of Lafayette Pain Anodyne and 37 Packages of Porose Pills. Default decrees of condemnation, forfeiture, and destruction. (F. & D. Nos. 18208, 18270. S. Nos. E-4664, E-4692.)**

On December 28, 1923, and January 18, 1924, respectively, the United States attorney for the District of Rhode Island, acting upon reports by the Secretary of Agriculture, filed in the District Court of the United States for said district libels praying the seizure and condemnation of 46 packages of Lafayette pain anodyne and 37 packages of Porose pills remaining in the original unbroken packages at Providence, R. I., alleging that the articles had been shipped by the Lafayette Co. from Berlin, N. H., in part on or about September 27, 1923, and in part on or about September 28, 1923, and transported from the State of New Hampshire into the State of Rhode Island, and charging misbranding in violation of the food and drugs act as amended.

Analyses of samples of the articles by the Bureau of Chemistry of this department showed that the Lafayette pain anodyne consisted essentially of volatile oils, such as spearmint and cassia oils, camphor, capsicum, alcohol, and water, and that the Porose pills consisted essentially of extracts of plant drugs, including cascara sagrada, nux vomica, and oily matter, iron carbonate, and small amounts of sodium, arsenic, and sulphate, coated with sugar and calcium carbonate and colored red.

Misbranding of the articles was alleged in the libels for the reason that the following statements appearing in the labels, regarding the curative and therapeutic effect of the said articles, (Lafayette pain anodyne, bottle label and carton, English and French) "Pain Anodyne \* \* \* for relief in certain cases of Rheumatism, Backache, Stiff Joints, Neuralgia \* \* \* Sore Throat, Coughs, Colds, Chills, Colic \* \* \* Diarrhoea, Cholera Morbus, Painful Menstruation \* \* \* Burns," (Porose pills, carton, English and French) "For Girls And Women Of All Ages \* \* \* For Weak Women Of All Ages," (box and wrapper, English and French) "A Special French remedy for ladies and young girls. \* \* \* quiets nervous and sleepless persons. \* \* \* for the critical age of both mothers and daughters and all women's complaints in general," (circular, English and French) "for ladies \* \* \* Women \* \* \* weakened by various diseases \* \* \* are returned to perfect health by the use of Porose Pills \* \* \* for women's diseases \* \* \* effective in diseases caused by anemia, such as general weakness of the body \* \* \* delayed or painful periods (menses,) womb troubles, leucorrhoea (whites,) \* \* \* back-ache, pain in the sides, palpitation of the heart, general debility, irritation and nervousness. In general suffering of women complaints of any kind caused by the change of life and the critical age of young women, or any complaints that give a sickly appearance ought to use Porose Pills, which will render them their health and good looks \* \* \* their curative power \* \* \* permanent cure \* \* \* curative effect \* \* \* For pale or weak young ladies suffering of \* \* \* any \* \* \* complaint particular to women, Porose Pills are an invaluable remedy, which will return to them the color and complexion indicating perfect health \* \* \* Most women complaints are caused by delayed or even suppressed \* \* \* (menses) \* \* \* irregular uterine functions \* \* \* the best of regulating tonics for all women complaints. Puberty Or Change Of Age At the critical stage in the life of any young woman, Porose Pills will furnish the necessary vitality to conquer the weakness torpor (numbness) that characterizes that age Irregular Periods (Menses) \* \* \* Pregnancy And Maternity \* \* \* will strengthen and facilitate greatly the confinement \* \* \* Leucorrhoea (Whites) \* \* \* unequalled for the treatment of this complaint \* \* \* Womb Troubles \* \* \* Indigestion And Sour Stomach \* \* \* Dyspepsia \* \* \* Kidney trouble is invariably relieved," were false and fraudulent, since the said articles contained no ingredient or combination of ingredients capable of producing the curative and therapeutic effects claimed.

On May 23, 1924, no claimant having appeared for the property, judgments of condemnation and forfeiture were entered, and it was ordered by the court that the product be destroyed by the United States marshal.

HOWARD M. GORE, *Acting Secretary of Agriculture.*

**12399. Misbranding of Smith's buchu lithia pills. U. S. v. 28 Boxes of Smith's Buchu Lithia Pills. Default decree of condemnation, forfeiture, and destruction. (F. & D. No. 17904. S. No. E-4529.)**

On November 8, 1923, the United States attorney for the District of Columbia, acting upon a report by the Secretary of Agriculture, filed in the Supreme

Court of the District of Columbia, holding a United States District Court, a libel praying the seizure and condemnation of 28 boxes of Smith's buchu lithia pills at Washington, D. C., alleging that the article had been shipped by C. F. Smith from Boston, Mass., on or about September 14, 1923, and transported from the State of Massachusetts into the District of Columbia, and was being offered for sale in said District, and charging misbranding in violation of the food and drugs act as amended. The article was labeled in part: (Box and circular) "For Rheumatism and all Diseases of the Kidneys, Blood and Urinary Organs Bright's Disease, Congestion of the Kidneys, Bladder Troubles, Dropsical Swellings, Cystitis, Nephritis, Diabetes, Nervous Debility, Malaria, Gout, Neuralgia, Sciatica, etc., Gravel, Stone in the Bladder, Pain in Back, Lumbago, etc. Sleeplessness, Nervousness, Female Complaints and Irregularities and all Blood Impurities Due to Defective Action of the Kidneys \* \* \* Uric Acid Solvent;" (circular) "a specific for Rheumatism and all diseases of the Kidneys and Bladder \* \* \* by removing the cause, \* \* \* will cure finally any curable case. \* \* \* pale sallow complexion, headache, dyspepsia, \* \* \* and a long train of diseases \* \* \* They cure rheumatism, because they cure the kidneys. For Backache, Inflammation of the Kidneys, \* \* \* Bladder \* \* \* Dropsy, Whites or Leucorrhoea, \* \* \* Loss of Sleep, Lost Vitality, Painful Menstruation \* \* \* Catarrh of the Bladder Incontinence of Urine or Inability to Hold Water \* \* \* In all old or chronic cases \* \* \* to remove the uric acid \* \* \* strengthen the kidneys and bladder and purify the blood, \* \* \* permanent cures will certainly be the result \* \* \* If your case is chronic continue their use \* \* \* they will cure any case;" (testimonials) "permanently cured of obstinate kidney trouble and backache \* \* \* completely cured of kidney trouble, backache and urinary trouble \* \* \* sure cure for kidney trouble \* \* \* the best remedy for weak kidneys \* \* \* recommend them to any one with suppression or stoppage of urine."

Analysis of a sample of the article by the Bureau of Chemistry of this department showed that the product was an iron oxide coated pill containing powdered licorice, extracts of plant drugs, including uva ursi and podophyllum, sodium, potassium, lithium, and magnesium compounds, including nitrate and citrate, and soap.

Misbranding of the article was alleged in the libel for the reason that the above-quoted statements, borne on the boxes containing the articles and in the accompanying circular, regarding the curative and therapeutic effects of the said article, were false and fraudulent, since the article contained no ingredient or combination of ingredients capable of producing the effects claimed.

On June 24, 1924, no claimant having appeared for the property, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the product be destroyed by the United States marshal.

HOWARD M. GORE, *Acting Secretary of Agriculture.*

**12400. Adulteration of oats. U. S. v. 20,692 Bushels and 6 Pounds and 4,100 Bushels of Bulk Oats. Decree of condemnation and forfeiture. Product released under bond.** (F. & D. No. 18703. I. S. Nos. 15240-v, 15241-v. S. No. E-4848.)

On or about May 23, 1924, the United States attorney for the Eastern District of Virginia, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district a libel praying the seizure and condemnation of 20,692 bushels and 6 pounds and 4,100 bushels of bulk oats at Newport News, Va., alleging that the article had been shipped by S. Zorn & Co. from Louisville, Ky., in various consignments, namely, on or about March 21, March 27, April 8, and April 10, 1924, respectively, and transported from the State of Kentucky into the State of Virginia, and charging adulteration in violation of the food and drugs act.

Adulteration of the article was alleged in the libel for the reason that the article consisted in whole or in part of a filthy, decomposed, or putrid vegetable product.

On June 30, 1924, C. E. Fox, Chicago, Ill., having appeared as claimant for the property, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the product be released to the said claimant upon payment of the costs of the proceedings and the execution of a bond in the sum of \$500, in conformity with section 10 of the act, conditioned in part that the product be not disposed of unless invoiced and sold as "Bin Burned! Oats for Sheep or Hog Feed."

HOWARD M. GORE, *Acting Secretary of Agriculture.*